IN THE HIGH COURT OF BOMBAY AT GOA

SECOND APPEAL NO. 159 OF 2004

SMT. DURGEM MEERABAI VITHAL SALELKAR AND 3 ORS., ...Appellants

Versus

SHRI MOTHIRAM BHANDARI AND 2 ORS., ...Respondents

Mr. M. S. Usgaonkar, Senior Advocate with Mr. I. Agha, Advocate for the appellants.

Respondents No.2 and 3 present in person.

Coram:- A. P. LAVANDE, J.

Date:- 4th May, 2006

P.C.

Mr. Usgaonkar, learned Senior Counsel appearing for the appellants states that appellant No.2 who is holding power of attorney of the appellants No.1, 3 and 4, as also the attorney of Shri Hemad Devasthan, Uguem, Sanguem are present in the Court. Respondents No.2 and 3 are also present in the Court. It is stated by respondents No.2 and 3 that respondent No.1 is sick and and, therefore, he is not in a position to attend this Court today. Respondents No.2 and 3 confirm that the consent terms have been signed by them as well as by respondent No.1 after having understood the contents thereof.

Mr. Usgaonkar, learned Senior Counsel appearing for the appellants submits that the dispute between the parties has been settled. The consent terms between parties which have been signed by the appellants and their Advocate as well as by the respondents, are taken on record and marked "X" for identification.

Mr. Usgaonkar states that since the matter pertains to Devasthan,

permission of the Administrative Tribunal as required under the law has been obtained and the same has been annexed to the consent terms.

In view of the above, decree in terms of the consent terms. Decrees passed by both the Courts below shall accordingly stand modified in terms of the consent terms. Second Appeal stands disposed of in the aforesaid terms, with no order as to costs.

A. P. LAVANDE, J.

ssm.